

REMARKS

In view of the above amendments and the following remarks, reconsideration and further examination are requested.

Claims 16-29 were rejected under 35 USC § 102(e) as being anticipated by Batson. This rejection is traversed and is believed to be inapplicable to claims 16-29 as amended herein.

By this amendment, each of independent claims 16, 21, 26, 28, and 29 has been amended to recite that first control data includes location information indicating locations on the network of the data sources having respective media data and first time information indicating playback start times of the respective media data, and that second control data includes second time information indicating times at which the respective media data are to be requested from the respective data source. Moreover, the independent claims have been amended to recite that the second control data is transmitted using a protocol other than the transmission protocol for the first control data.

Thus, as recited in each of the independent claims, the second control data, which includes the time information indicating times at which the respective media data are to be requested from the data source is transmitted using a protocol other than the transmission protocol for the first control data which includes time information indicating the playback start times of the respective media data.

Such inventive features are beneficial in receiving apparatuses or methods in which media data has an initial delay time which varies in real time, i.e., a latency time. The latency time is the time from when media data is requested from the server until the time at which the displaying of the media data is started. In the present invention recited in claims 16, 21, 26, 28, and 29, since the second time information indicating times at which the media data are to be requested is transmitted in control data other than the control data including the first time information indicating playback start time of the media data, it is possible to appropriately reproduce media data that has an initial delay time which varies in real time, i.e., a latency time, at a timing according to the second time information.

On the contrary, Batson merely discloses a system in which a scheduling unit 104, when reading out data from a storage device 102 on the network, requests a media data at a particular time

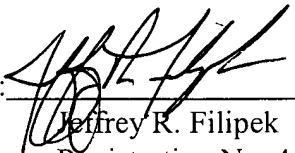
or prior thereto, with consideration of the delay times or operation times of the storage devices. Thus, Batson does not disclose or suggest second control data including second time information indicating times at which the respective media data are to be requested from the respective data source having a second protocol which is different from the first protocol for the first control data. Accordingly, claims 16-29 are not anticipated by Batson.

In view of the above amendments and remarks, it is submitted that claims 16-29 are allowable over the prior art of record and that the present application is in condition for allowance.

The Examiner is invited to contact the undersigned by telephone to resolve any remaining issues.

Respectfully submitted,

Yoshinori MATSUI

By: 
Jeffrey R. Filipek
Registration No. 41,471
Attorney for Applicant

JRF/fs
Washington, D.C. 20006-1021
Telephone (202) 721-8200
Facsimile (202) 721-8250
April 6, 2006